

MINUTES

CRIMINAL & JUVENILE JUSTICE INFORMATION ADVISORY GROUP MEETING MINUTES

February 9, 2018
9:00 AM -11:00 AM
Room W277, MN Bureau of Criminal Apprehension

Attendees

Advisory Group Members:	Organization
Beaumaster, G. Paul	Minnesota County Attorney's Association
Beyer-Kropuenske, Laurie	Department of Administration
Bodie, Marv	Association of Minnesota Counties
Carter Davis, Lolita	Citizen Member
Conklin, Shana	League of MN Cities
Fawcett, Terry	Association of Minnesota Counties
Galili, Oded	Bureau of Criminal Apprehension
Gullerud, Tracy	Minnesota Association for Court Management
Hoyle, Kathy	Minnesota Board of Public Defense
Khan, Safia	Minnesota Coalition for Battered Women
Lang, Paula	Minnesota Association for Court Management
McCormick, Jeff	Minnesota Chiefs of Police Association
Miller, David	Attorney General's Office
Ostrem, Mark	Minnesota County Attorney's Association
Payne, Jill	MN Sentencing Guidelines Commission
Pohlman, Roger	League of MN Cities
Smith, Rick	Washington County Probation
Tweten, Shawn	Citizen Member
Washburn, Steve	League of MN Cities
Attendees:	Organization
Gotz, Dana	BCA
Brisson, Pam	BCA
Oliveira, Jill	BCA
Sanchez, Angie	BCA

Welcome and Introductory Items

Vice Chair Steve Washburn called the meeting to order. Roundtable introductions were made. A motion was made and seconded to approve the August 11, 2017 Advisory Group meeting minutes. A vote was taken. **The motion carried.** A motion was made and seconded to approve the agenda. A vote was taken. **The motion carried.**

Amy Schmidt is now the Chair of the Advisory Group.

Election of 2nd Vice Chair

Laurie Beyer-Kropuenske, Acting Assistant Commissioner, Department of Administration, introduced herself. A vote was taken. **The motion carried.**

Legislative Update

Katie Engler presented a Legislative Update

Legislative Commission on Data Practices

Recommendations adopted Jan. 23, 2018

- Amend provisions governing location tracking warrants (HF 2309)
- Make a number of changes related to the auditing of automated license plate reader use including specifying what data need to be in the audit report
- Classify audio and video of government employees as public (HF 1316)

The Commission reviewed several other topics including:

- Student data and data privacy (HF 1507/SF 1961)
- Amending section 13.15 to make government employee access to government databases public (HF 1701/SF 2026)
- Requiring that all emails be kept by government for three years (HF 1185/SF 1719)
- Data security

The Commission may meet again before the start of session and have more recommendations.

Recurring topics

Background checks for various activities including fantasy sports, locksmiths, Dept. of Human Services, school bus drivers, group residential housing

Body cameras worn by law enforcement officers (portable recording devices)

New/changes to crimes including assault of firefighter, bias motivation, companion animals, distracted driving, felony assault of a minor, impersonation

Law enforcement related including drone regulation, implied consent for prescriptions, motorcycle profiling, officer-involved shootings, liability insurance for peace officers, tracking warrants, electronic device location warrants

Anticipated Legislation from Others

Criminal Law Section of Minnesota State Bar Association – juvenile sentencing for heinous crimes and uniform probation sentences

- New item – Brian Johnson elected to Public Safety Committee (replaced Tony Cornish who retired in December)
- Questions: specific to firefighters – Katie didn't recall the bill
- Emails kept by government – Kathy Hoyle asked the question: does that mean everything – Katie indicated that it includes EVERYTHING (this can include a family member emailing you asking to purchase milk on the way home).
- Steve Washburn asked if it was associated with your government account – Katie indicated that it would have to be saved for 3 years. He asked what if he used his gmail account and sent a city employee an email would that count. The City Administrator would have to keep that email. Katie indicated yes it would count if a data practices request would be made.
- New changes to crimes to companion animals – does it include all animals or just companion animals. Broader than service animals.

- Body Cameras – Safia Khan asked about what the commission is going to do about body cameras. Katie wasn't sure if the commission discussed the body cameras.
- Dana Gotz – Having a legislative update was brought up at the last meeting. Steve Washburn polled the group and they all agreed the legislative update is helpful.

Collaborative Relationships & Funding Subcommittee Update

Shana Conklin – The group met last Friday talked about one funding request submitted. Discussed timing of when funding request are brought to the legislature. They also discussed how to “brand” the group.

- Legislative Budget Request form – Kathy Hoyle presented the request. Joint request between the Minnesota Board of Public Defense and the Minnesota County Attorney's Association.
- Dana Gotz said Rep Johnson introduced a funding bill for this request. Since it isn't a budget year it might not go through. Safia Khan asked where does the funding come from? Dana stated would be allocated to the Board of Public Defense Budget from state general funds. There is not a fund that this comes out of per Kathy Hoyle.
- Paul Beaumaster asked if there was discussion with others from the County Attorney's Office. No discussion has been had. He suggests that the Advisory Group should be a “champion” for this item.
- There was discussion about continuing support and who the appropriate advocate should be. Paul said this is a great year to bring this to the legislature because it's not a budget year so it wouldn't be competing with other agency priorities.
- Rick Smith asked who brought this forward and shouldn't they be the ones advocating for the request? Kathy Hoyle said the County Attorney's Association and Public Defense should have a discussion.
- Paul asked if there should there be a subcommittee including the Courts.
- Paula Lang indicated that Leanne Iverson – Court Administrator (integrations) would be the person to contact (Paul & Kathy should speak with her).
- **Motion to support a funding request – Jill Payne made a motion to entertain request. Shana seconded the motion. The motion carried.**
- Paul made a motion to refer back to the funding subcommittee and convene a meeting to define a “champion” or support from the other agencies. Seconded by Kathy Hoyle. Safia– suggested to to bring a 1 pager of what the issues are and what needs to be done. Roger Pohlman asked if all the criminal justice partners included. Kathy Hoyle states that it's just Public Defenders and County Attorney's Associations but others would be welcome to participate. **The motion carried**

Data Identification and Standards Subcommittee Update

- Meeting next Friday, February 16th Management Analysis and Development (MAD).
- Will have an update at the next meeting in May.

Data Practices Subcommittee Update

BCA has entered into a second agreement with Management Analysis and Development (MAD) to assist with further analysis of the data gathered in the University of Minnesota survey and possibly reach out for broader representation (such as communities of color). The goal is to present the survey data to the legislature. Laurie Beyer-Kropeunske, Deb Kerschner and Dana Gotz met with House Civil Law Committee Administrator to try to get on the committee agenda; however, there has been no movement on this to date. The goal is to at least present the data before it gets stale.

New Criminal History System and Demo

Carla Duellman (BCA Product Manager) provided an overview of the new Criminal History System (CHS). She talked about the business drivers and benefits of modernizing; the uses of criminal history data; and provided a demo of the new system and what the rap sheet will look like. FBI criminal history data (III), other state data (Nlets) and photos will be available in Phase 2 (May or June 2018).

- **Questions:**

- Rick Smith: Will it show state firearms as well? **Yes**
- Paula Lang: Do civil commitments show? **No**
- Shana Conklin: Will it tell you the disposition if it is enhancible? **Yes**
- Paul Beaumaster: Do the links have the contact information for the specific agency? **Yes**

Other Business

No other business presented.

Next Meeting:

Friday, May 11, 2018

9:00 a.m. – 11:00 a.m.

Minnesota BCA, Room W277

The meeting adjourned.